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# HOUSE BILL No. 1143

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 22-11-14; IC 31-30-1-2; IC 31-37-2-7.

**Synopsis:** Age requirement for purchase of fireworks. Prohibits the wholesale and retail sale of fireworks to a person less than 16 years of age. Makes it a Class A misdemeanor to do so. Provides that a child less than 16 years of age who purchases fireworks commits a Class C infraction and a delinquent act.

**Effective:** Upon passage.

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January 9, 2001, read first time and referred to Committee on Commerce, Economic Development and Technology.

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First Regular Session 112th General Assembly (2001)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2000 General Assembly.

## HOUSE BILL No. 1143

A BILL FOR AN ACT to amend the Indiana Code concerning labor and industrial safety.

*Be it enacted by the General Assembly of the State of Indiana:*

1 SECTION 1. IC 22-11-14-6 IS AMENDED TO READ AS  
2 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 6. A person who  
3 violates section 4(c), 5(c), 5(d), 7, ~~or 8~~, **or 8.3** of this chapter commits  
4 a Class A misdemeanor.

5 SECTION 2. IC 22-11-14-8.3 IS ADDED TO THE INDIANA  
6 CODE AS A **NEW** SECTION TO READ AS FOLLOWS  
7 [EFFECTIVE UPON PASSAGE]: **Sec. 8.3. A person shall not**  
8 **knowingly or intentionally sell fireworks, at wholesale or at retail,**  
9 **to a person less than sixteen (16) years of age.**

10 SECTION 3. IC 22-11-14-8.5 IS ADDED TO THE INDIANA  
11 CODE AS A **NEW** SECTION TO READ AS FOLLOWS  
12 [EFFECTIVE UPON PASSAGE]: **Sec. 8.5. A person less than sixteen**  
13 **(16) years of age who purchases fireworks commits:**

14 (1) a Class C infraction; and  
15 (2) a delinquent act under IC 31-37-2-7.

16 SECTION 4. IC 31-30-1-2 IS AMENDED TO READ AS  
17 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 2. Except as



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provided in IC 33-5-29.5-4 ~~IC 33-5-35.1-4~~, and section 8 of this chapter, the juvenile law does not apply to the following:

(1) A child at least sixteen (16) years of age who allegedly committed a violation of a traffic law, the violation of which is a misdemeanor, unless the violation is an offense under IC 9-30-5.

(2) A child who is alleged to have committed a violation of a statute defining an infraction, except as provided under IC 7.1-5-7 **and IC 22-11-14-8.5.**

(3) A child who is alleged to have committed a violation of an ordinance.

(4) A child who:

(A) is alleged to have committed an act that would be a crime if committed by an adult; and

(B) has previously been waived under IC 31-30-3 (or IC 31-6-2-4 before its repeal) to a court having misdemeanor or felony jurisdiction.

SECTION 5. IC 31-37-2-7 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 7. A child commits a delinquent act if, before becoming sixteen (16) years of age, the child violates IC 22-11-14-8.5 concerning minors and the purchase of fireworks.**

SECTION 6. **An emergency is declared for this act.**

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